

6/14/05  
FINAL

U. S. BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA

ROANOKE CALENDAR - JUNE 14, 2005

(The Honorable Ross W. Krumm Presiding)

(Start \_\_\_\_\_ Recess \_\_\_\_\_ / \_\_\_\_\_ Stop \_\_\_\_\_ Trials: \_\_\_\_\_ Proceedings: \_\_\_\_\_)

Attys: Debtors: Case Nos.: Trustees:

**10:00 A.M.**

Via ROBERT & NANCY LEE - *Abingdon Recused case* 04-2377 Callahan/GR  
Objection to Claim #18 Branch Banking & Trust (filed 4/12; # 64 ) by Trustee,  
Wm Callahan

Whitehurst SHEILA DICKERSON 04-74921 Allen/SO  
Motion of U. S. Trustee (Garber) to dismiss case filed 3/4 #8 -*contd fr 5/10*

Gardner MATTHEW SCHALL 04-3247 Creasy/JJ  
Motion of Trustee (Creasy) to extend issuance of discharge filed 4/20; # 28, 29  
-*Trustee Report of No Objs filed 6/10, Order Self-Executing*

Magee DAVID & YVONNE ILGENFRITZ 04-74442 Creasy/JJ  
Motion of Trustee (Creasy) to extend issuance of discharge filed 4/20; #14, 15  
Obj: David & Yvonne Ilgenfritz filed 5/17; #18  
*Order of 6/13 withdrew trustee's motion*

Furrow BARRY & CECELIA KIDD 04-74461 Creasy/SJ  
Motion of Trustee (Creasy) to extend issuance of discharge filed 4/20; #14, 15  
-*Order of 6/3 dismissed motion*

RWK 6/14 - 10:00 am

Lowman	GERALD & TERESA LINDSEY	04-74686	Creasy/GR
	_Showcause on Dismissal and Attorney Sanctions: ord of 5/16; # 17 ( <i>order of showcause denied motion to sever</i> ) <i>Notice of hearing filed 5/24 on motion to sever #19</i>		
Furrow	NATHANIEL KIDD	04-74458	Creasy
	Motion of Trustee (Creasy) to extend issuance of discharge filed 4/20; #15, 16 <b><i>-Ord of 6/3 dismissed motion</i></b>		
Teel	BETTY BREWER	04-187	Allen/GR
	Application of Trustee for compensation filed 4/18; # 34, 35, 36 <b><i>Application approved by order entered 4/28</i></b>		
Mayer	MICHAEL & TENA PECK	05-71694	McLean/NS
	Motion for Relief - filed 5/11; # 7, 8 9, 10, 11, 12: by DaimlerChrysler Services NA (Higgs) <b><i>-Default order of 6/6 granted relief</i></b>		
Krippend	ROBERT & SUZANNE STAGER	04-3788	Vogel/NS
	Motion of Trustee (Vogel) to dismiss case filed 5/9; # 43		
Vita	CYNDY EUBANK	04-75135	Vogel/AF
	Motion of Trustee (Vogel) to Sell Interest of Estate free & Clear of liens; styled Trustee(Vogel) v. Debtor; National City Mortgage ( ); Paul S. Bliley, Trustee( ); Co of Botetourt VA Treasurer( ); ; also served: Debtor's counsel; Paul K. Eubank; Roy V. Creasy, Trustee & Evelyn K. Krippendorf, Esq. #33, 34, <u>Response to motion filed by National City Mortgage (Sasser) on 5/19; # 35</u>		

RWK 6/14/05 - 10:00 am

Allen DONALD & MARIE NOEL 05-71083 Krippend/GR  
Motion of Trustee to Extend time to file objections to exemptions and/or complaints  
Re: Discharge/Dischargeability filed 5/18; # 10, 11

Szathmary DAVID STEBAR 05-70980 Krippend/GR  
Motion of Trustee to Extend time to file objections to exemptions and/or complaints  
Re: Discharge/Dischargeability filed 5/18; # 6, 7

Szathmary LISA GRANT 05-70962 Krippend/SJ  
Motion of Trustee to extend time to file objections to Exemptions or Complaints  
to determine discharge/dischargeability filed 5/18; # 6, 7, 8  
**Order withdrawing Motion for Extension of Time entered 6/7; #9**

Shrader SHELIA DULANEY 05-71062 Krippend/SJ  
Motion of Trustee to extend time to file objections to Exemptions or Complaints  
to determine discharge/dischargeability filed 5/18; #8, 9

P Brown GARY & ELIZABETH TURNER 05-71055 Krippend/SJ  
Motion of Trustee to Extend time to file objections to exemptions and/or complaints  
Re: Discharge/Dischargeability filed 5/18; # 6, 7, 8

Janney STEVEN HAMPTON 05-71043 Krippend/JJ  
Obj of Trustee to Debtor's Claim of Exemptions filed 5/18; # 7  
***–Order of 6/6 withdrew trustee's Obj to Claim of Exemptions***  
  
Trustee Motion for Turnover filed 5/18; # 8

Janney JOSEPH & SARAH ARNOLD 05-71044 Krippend/JJ  
Motion of Trustee to extend time to file objections to Exemptions or Complaints  
to determine discharge/dischargeability filed 5/18; # 8, 9

RWK 6/14/05 - 10:00 am

P Brown	MICHAEL CAMPBELL	05-71056	Krippend/SJ
	Motion of Trustee to extend time to file objections to Exemptions or Complaints to determine discharge/dischargeability filed 5/18; #14, 15, 18		
Gillis	CELIA DILLARD	05-71173	Allen/SL
	Motion for Relief - filed 5/19; # 15, 16, 17 by Consumer Portfolio Services ( Domeyer)		
M Black	VERNA MAE LEWIS	04-74965	DIP/SL
	Application to Employ Goodman & Co LLP as Accountants filed 5/16; # 68, 69, <u>Amended Notice to correct hearing date filed 5/19; # 70</u>		
Lowman	ROBIN THORNE	04-74931	Allen/AF
	Motion of U. S. Trustee to Dismiss pursuant to 707(b) filed 3/1; # 16, 17 (Guzinski ) - <i>contd from 4/13</i>		
Creasy	ERNEST & KATHLEEN SMITH	05-70596	Krippend/NS
	Motion for Relief - filed 5/20; # 13, 14, 15 by First Citizens Bank NA (Zimm)		
Magee	JOHN COOLEY	05-702296	Allen/NS
	Motion of Debtor to Dismiss case filed 5/13; # 22, 30		
<b><u>11:00 A.M.</u></b>			
M Black	MICHAEL LEE SMITH	04-3001	Connelly/S
Pro se	TINA ANN SMITH	“	”
	Motion of Michael Lee Smith (M.Black) to Dismiss Case or Bifurcate case and Dismiss Case of Michael Lee Smith filied 5/15; #41, 42 – <i>amended Notice filed 5/31; # 43</i>		
	<b><i>Motion to Withdraw Motion to Dismiss case filed 6/10; # 44, 45</i></b>		

RWK 6/14/05 - 11:00 am

Janney	MELANIE HANCOCK	04-2212	Connelly/LM
	Motion of Trustee to Dismiss or Convert filed 4/28; # 56		
	<u>Debtor Response filed 5/3; # 57</u>		
M Hart	LESLIE MIZE	01-849	Connelly/JJ
	Motion of Trustee to Dismiss or convert filed 4/28; # 48		
Ludwig	CONSTANCE BOYER	03-658	Connelly/SJ
	Motion of Trustee to Dismiss or convert filed 4/27; # 30		
	<i>–Mod plan filed 6/7 &amp; set for hearing on 8/10 @ 9:00</i>		
Boitnott	GLENWOOD WHITLOW	02-4869	Connelly/SL
	Motion of Trustee to Dismiss or convert filed 4/28; # 29		
M. Hart	ERIC & DELPHIA LEWIS	04-02910	Connelly/JM
	Motion of Trustee to Dismiss or Convert filed 5/2; #41		
M. Hart	PRESTON & CANDACE LAW	04-00827	Connelly/VS
	Motion of Trustee to Dismiss or Convert filed 5/2; #36		
P Brown	JACKSON WHITAKER	02-5231	Connelly/AF
	Motion of Trustee to Dismiss or convert filed 4/29 # 31		

RWK 6/14/05 - 11:00 am

Krippend.	ROBERT & GINA JUDGE Motion of Trustee to Dismiss or convert filed 4/29; # 65	03-1737	Connelly/AF
M Hart	RONNIE NELMS Motion of Trustee to Dismiss or Convert filed 4/29; # 24	03-03015	Connelly/LM
T Giles	DAVID & MEGAN LAWSON Motion of Trustee to Dismiss or convert filed 4/28; # 29 <i>—note: mod plan filed 5/24; # 30, 31, set for conf hrg 8/10 @ 9</i>	03-4668	Connelly/SL
M. Hart	JENNIFER JONES Motion of Trustee to Dismiss or Convert filed 5/2; #32	01-00236	Connelly/AF
M. Hart	AUBREY MILLS, JR. Motion of Trustee to Dismiss or Convert filed 5/2; #48	04-00143	Connelly/JJ
Hileman	RANDY WEDDLE Motion of Trustee to Dismiss Case filed 5/10; # 65	04-1788	Connelly/ MS
RWK 6/14/05 - 11:00 am			
Goldstein	PARAMOUNT RENTALS LLC Disclosure Statement <i>—renoticed to 6/15 @ 11:30</i>	04-2615	DIP/LM

Magee LAKE LANDSCAPE & EROSION CENTER, INC. 04-03883 DIP/GR  
USA/IRS Motion for Contempt against Debtor (Eckert) filed 5/17; #158, 159

Magee CHARLES GORE 03-3149 DIP/JJ  
Confirmation of Plan (D/S conditionally approved by ord of 4/6; # 134)  
Plan at d/e #132; Exhibit # B filed 4/1

**11:30 A. M.**

Krippend. JAMES & NANCY CASSELL 01-588 Connelly/NS  
Motion for Hardship Discharge, filed 3/9; # 33, 34, 35

Motion of Trustee to Dismiss case filed 2/1; # 31  
Response to Motion filed 3/7; # 32 – *contd from 3/15 & 5/11*

Beck P.A. PLYMOUTH INC 03-3350 DIP/JJ  
Order of 1/12, #363, approved Discl. Stmt , scheduled Hearing on  
Confirmation of Amended Plan filed 10/21; # 292 , *amended ntc 3/16; # 390 &*  
*3/30; # 395 –contd from 5/10*  
***–ORDER (corrected) of 6/3 CONFIRMED PLAN***  
  
Interim Application for compensation & expenses of LeClair Ryan Flippin Densmore,  
Counsel to Creditors Committee filed 5/24; # 408, 409

RWK 6/14/05 - 2:00 pm

**2:00 P. M.**

Magee KGG, INC (04-74550) 04-74550 DIP/JJ  
McLean GREG KUHN (04-74426) ***joint administration w/ KGG 04-74450***  
1<sup>st</sup> Interim Application of Jonathan Rogers, PC, Special Domestic Relations Counsel, for

Compensation and Expenses filed 3/1; # 174 w/motion to shorten notice # 176 , 177  
- *rescheduled 2:00 pm Ord of 5/24*

**Obj:** filed by Teresa Hancock' 3/13; # 187 (Scott)

**Obj:** of Teresa Hancock - re-filed 4/8; # 221 (Scott)

Supplement to 1<sup>st</sup> Interim Application of Jonathan Rogers PC filed 6/7; #252, 253

Application for Administrative Expenses of additional \$5,000 retainer for Jonathan Rogers, Special Domestic Relations Counsel, filed 3/2; # 175 w/motion to shorten notice #176, 177 — *rescheduled 2:00 pm Ord of 5/24*

Debtor's Motion to Sell Free & Clear v. BB&T; Ronald E Daugherty, Curator for the Estate of Carole Lee Kuhn, Deceased; Burnt Chimney Properties, Inc., Teresa Lynn Hancock; Earl Wayne Dunford; Gregg Karl Kuhn; SML Crazy Horse Compground, Inc.; Kuhn-Marina Operating Company, Inc.; Treasurer, Franklin County, Virginia; Internal Revenue Service; Commonwealth of Virginia Department of Taxation; and 2M Investments, LLC filed 5/25; #248 (**multiple defendants; multiple tracts of land**)

**OBJ:** BB&T (P Black) filed 6/9; # 255

**Obj:** Teresa L. Hancock (Scott) filed 6/10; # 257

**Obj:** Ronald E. Daugherty (Heubschman) filed 6/10; # 258

Debtor's Motion to Approve Compromise filed 5/25; (case file d/e #249) of AP: 04-07143 (AP d/e #46)

**OBJ:** BB&T (P Black) filed 6/9; # 256